IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8418 OF 2007

Mr.Janardhan Kundlik Patil ...Petitioners
Versus
M/s.Hikal Chemical and anr. ....Respondents

Mr.Nitin Mulye for the petitioners.
Mr.S.U.Kamdar i/by.Kalpesh Joshi
for respondent no.1.
Karan Gandhi for respondent no.2.

**CORAM: S.C.DHARMADHIKARI, J.**

**29th November, 2007**

**P.C. :**

1. There is no warrant for interfering with an order of adjournment of proceedings. The petitioners original plaintiffs are aggrieved by the fact that the defendants to the suit have moved this court and on that ground are seeking adjournments after adjournments.

2. Mr.Kamdar, appears for the original defendant/respondent no.1 before me and states that a writ petition is directed against some action of the MIDC and the Division Bench of this court was duly apprised of the pendency of the present suit and the

Division Bench has not stayed the hands of the trial court. Further, the Writ Petition is also pending.

3. To my mind, the Trial Court is bound to consider all such developments and abide by the orders of this court. If this court's order does not restrain the Trial Court from proceeding with the suit, then the Trial Court must abide by the same as well. Petition dismissed. No costs.

sd/-

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